

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF DELAWARE

IN THE MATTER OF THE PROPOSED)
 REVOCATION OF THE CERTIFICATES OF)
 PUBLIC CONVENIENCE AND NECESSITY)
 TO PROVIDE PUBLIC UTILITY) PSC DOCKET NO. 05-12
 TELECOMMUNICATIONS SERVICES)
 PREVIOUSLY ISSUED TO THIRTEEN)
 ENTITIES (OPENED JANUARY 25, 2005))

ORDER NO. 6553

AND NOW, this 25th day of January, 2005, the Commission determines and Orders the following:

1. By prior Orders, this Commission granted a Certificate of Public Convenience and Necessity ("CPCN") to each of the following entities authorizing that entity to provide, via resale, intrastate telecommunications services within the State.

<u>NAME</u>	<u>ORDER</u>	<u>DOCKET</u>
Atlas Communications, LTD	4111	95-188
Ciera Network Systems, Inc.	5717	01-128
Direct One, L.L.C.	5835	01-373
EZ Talk Communications, LLC	4891	98-267
Global Crest Communications, Inc., d/b/a Dimension	5834	01-257
Intercontinental Communications Group, Inc., d/b/a Fusion Teleco and Fusion-Trucker Phone	4349	96-340
International Exchange Communications Inc., d/b/a IE Com.	5229	99-47
Kiger Telephone & Telephony, LLC	6033	02-101
Long Distance America, Inc.	5117	99-180
QAI Incorporated	4156	96-10
Special Accounts Billing Group, Inc.	5118	98-489

WebNet Communications, Inc., d/b/a WebServe Communications, Inc.	5679	00-68
World Communications Satellite Systems, Inc.	5951	01-262

2. Under the provisions of 26 Del. C. § 115, each of the above entities, as a certificated jurisdictional public utility, has an obligation to file, by March 31st of each year, a verified annual gross revenue return. That return must contain a statement of the utility's gross intrastate revenues for the immediately preceding year, a statement of the amount of the regulatory assessment due for such year, and be accompanied, where applicable, with the payment for such assessment. In addition, under Rule 10 of this Commission's "Rules for the Provision of Competitive Telecommunications Services" (the "Competitive Intrastate Rules"),¹ each of the above entities has a similar duty to file with the Commission an annual report within 120 days after the end of the reporting period.

3. The Commission Staff has reported that each of the above listed entities has not filed an annual gross revenue report or an annual financial report, as required by 26 Del. C. § 115 and Rule 10 of the Competitive Intrastate Rules, for the calendar year 2003. The Staff also reports that its efforts to contact the above entities have been unsuccessful. Letters have been returned undelivered and the telephone numbers provided by the entities have been disconnected.

4. The Commission determines that these defaults by the above-listed utilities should result in the revocation of each entity's CPCN,

¹Adopted in PSC Order No. 5833 (Dec. 10, 2001).

unless such entity can show good cause to excuse such prior failures to comply with statutory requirements and the directives of this Commission.

Now, therefore, **IT IS ORDERED:**

1. That each of the entities listed below, by counsel or duly authorized officer, shall file with this Commission a written response showing good cause, if any it has, why the Certificate of Public Convenience and Necessity previously granted to that entity should not be revoked for the reasons stated in the body of this Order. The entities are:

<u>NAME</u>	<u>ORDER</u>	<u>DOCKET</u>
Atlas Communications, LTD	4111	95-188
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Such written response must be filed with the Commission on or before March 15, 2005. If an entity desires the Commission to conduct an

evidentiary hearing on the issue of whether the entity's Certificate should be revoked, the entity should include a request for such hearing in its written response. If the Commission does conduct such a hearing, the entity shall have the right to present evidence, to be represented by counsel, and to appear personally or by other representative. The Commission will thereafter reach its decision based on the evidence presented at such hearing.

2. That if an entity fails to file, in a timely fashion, the written response as directed in paragraph 1, the Commission will revoke that entity's Certificate of Public Convenience and Necessity without a hearing and without any further notice to the entity.

3. That the Secretary shall send a copy of this Order, along with a copy of the Staff memorandum related to that entity, to the resident agent or authorized official of each of the listed entities by certified mail, return receipt requested. A failure to accept delivery of such notice shall be deemed a failure to file a response under paragraph 2.

4. That the Commission reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.

BY ORDER OF THE COMMISSION:

/s/ Arnetta McRae
Chair

/s/ Joshua M. Twilley
Vice Chair

/s/ Joann T. Conaway
Commissioner

PSC Docket No. 05-12, Order No. 6553 Cont'd.

Commissioner

Commissioner

ATTEST:

/s/ Norma J. Sherwood
Acting Secretary